

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

TRUEPOSITION, INC.,

Plaintiff,

v.

LM ERICSSON TELEPHONE COMPANY
(TELEFONAKTIEBOLAGET LM ERICSSON),
QUALCOMM, INC.,
ALCATEL-LUCENT USA, INC.,
EUROPEAN TELECOMMUNICATIONS
STANDARDS INSTITUTE, and
THIRD GENERATION PARTNERSHIP
PROJECT a/k/a 3GPP,

Defendants.

CIVIL ACTION

No. 11-4574

ORDER

AND NOW, this 21st day of August, 2012, upon consideration of the Joint Motion to Dismiss the Amended Complaint of Trueposition, Inc. Filed by Alcatel-Lucent USA Ins., Ericsson Telephone Company (Telefonakiebolaget LM Ericsson), and Qualcomm Inc. (Doc. No. 103), the Memorandum in Support of the Joint Motion to Dismiss the Amended Complaint of Trueposition filed by Alcatel-Lucent USA Inc., the Response and Replies thereto, it is hereby **ORDERED** that the Motion is **DENIED**.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY, SR. J.